



Paper No. 7

CAHN & SAMUELS LLP
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OFFICE OF PETITIONS

In re Application of
Poier, Meharg, and Pankratov
Application No.: 09/932,461
Filed: August 20, 2001
Attorney Docket No: 406.0005CIP
For: METHOD AND APPARATUS FOR DATA
COMMUNICATION BETWEEN A PLURALITY OF
PARTIES

DECISION ACCORDING
STATUS UNDER
RULE 47(a)

This is in response to the petition under 37 CFR 1.47(a), filed January 24, 2002.

The petition is **GRANTED**.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

A "Notice to File Missing Parts of Non-Provisional Application" ("Notice") was mailed to petitioner on September 24, 2001, indicating that petitioner neglected to remit required fees and file a proper oath or declaration in compliance with 37 CFR 1.63. The Notice also advised petitioner that a \$130.00 surcharge was also due because a proper oath or declaration was not timely filed. The Notice further indicated that substitute drawings were required. The Notice set forth a period of reply of two months from the mailing date of the Notice and indicated that extensions of time for reply were available pursuant to 37 CFR 1.136(a).

In response thereto, petitioner filed a request for a two-month extension of time for reply, the instant petition, and the declaration of Jennifer Long. Petitioner also filed several accompanying exhibits establishing that diligent efforts were made to locate inventor Poier so as to present inventor Poier with a complete copy of the application papers. The above-cited application is hereby accorded Rule 1.47(a) status as petitioner's inability to locate inventor Poier after diligent efforts has been satisfactorily established.

As provided in Rule 1.47(a), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

The Information Disclosure Statement, filed January 25, 2002, is noted and made of record.

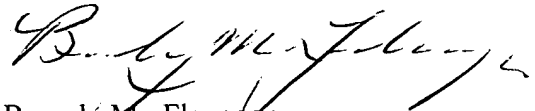
The substitute drawings, also filed January 25, 2002, are noted and made of record.

This application will be forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries should be directed to Kenya A. McLaughlin, Petitions Attorney, at (703) 305-0010.



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